

**A RESOLUTION  
BY PUBLIC SAFETY COMMITTEE**

**01-R-2027**

**A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO SETTLE ALL CLAIMS ARISING OUT OF THE CASE OF PEACHTREE NATURAL GAS V. CITY OF ATLANTA IN THE BANKRUPTCY COURT OF THE NORTHERN DISTRICT OF GEORGIA; ACTION NO. 99-75896-REB; ADVERSARY PROCEEDING NO. 01-6313 FOR \$10,944.62; AND FOR OTHER PURPOSES.**

**WHEREAS**, Plaintiff Peachtree Natural Gas has filed an adversarial proceeding in bankruptcy court claiming a complaint on account; and

**WHEREAS**, such complaint allegedly resulted from the nonpayment of certain invoices for gas services provided to the City; and

**WHEREAS**, Peachtree Natural Gas claims damages of \$10,944.62 plus interest, attorneys fees, and costs; and

**WHEREAS**, the City desires to pay the amounts owed for the gas services used; and

**WHEREAS**, the Law Department recommends settlement with Plaintiff Peachtree Natural Gas for \$10,944.62 in satisfaction of all claims of Peachtree Natural; and

**WHEREAS**, Plaintiff Peachtree Natural, by and through its attorney of record, has agreed to accept \$10,944.62 as full settlement of its claims against the City of Atlanta and thereafter shall dismiss all claims against the City of Atlanta; and

**WHEREAS**, in the opinion of the City Attorney, it is in the best interests of the City to settle this action pursuant to such terms;

**NOW THEREFORE, BE AND IT IS HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:**

**Section 1.** The City Attorney is hereby authorized to settle the case of PEACHTREE NATURAL GAS V. CITY OF ATLANTA, In The Bankruptcy Court Of The Northern District Of Georgia; Action No. 99-75896-Reb; Adversary Proceeding No. 01-6313, for the sum of TEN THOUSAND NINE HUNDRED FORTY FOUR DOLLARS AND SIXTY TWO CENTS (\$10,944.62) in exchange for the dismissal with prejudice of the suit against the City of Atlanta and an executed release to be prepared by the Law Department.

**Section 2.** The Chief Financial Officer is hereby authorized to pay a total sum of \$10,944.62 to Plaintiff Peachtree Natural Gas and its attorney, Michael F. Hanson, from Account Number